PATENT

OFFICIAL

Docket No.: 60188-413

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RESPONSE UNDER 37 CFR 1.116 EXPEDITED PROCEDURE

In re Application of

Customer Number: 20277

Gaku SUGAHARA, et al.

Confirmation Number: 6059

Serial No.: 09/890,095

Filed: July 27, 2001

Group Art Unit: 2828

Examiner: Jeffrey N. ZAHN

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DEC 0 2 2003

OFFICIAL For: SEMICONDUCTOR LASER DEVICE, METHOD FOR FABRICATING THE

SAME, AND OPTICAL DISK APPARATUS

<u>AMENDMENT</u>

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

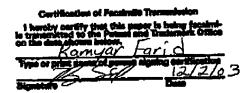
Sir:

In response to the Office Action dated September 2, 2003, having a shortened statutory period for response set to expire December 2, 2003, please amend the above-identified application as follows.

Applicants note that the Examiner has not yet indicated that he has considered and made of record U.S. Patent No. 5,372,874 to Dickey et al., which was cited in the Information Disclosure Statement ("IDS") filed on February 25, 2002. A first and second initialed copy of the IDS was provided in the Office Action dated February 14, 2003 and the outstanding Office Action, respectively, but neither has the Examiner's initials for Dickey et al.. It is respectfully requested that a copy of the IDS with Dickey et al. being initialed be sent to Applicants in the next Office Action.

WDC99 B4B596-1.060188.0413

FROM:



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Client/Matter:		60188-413	Date: Decem		
•			Number o	f pages including this page:	13
<u>TO:</u>					
Name:	Examiner Jeffrey Zahn United States Patent and Trademark Office		Facsimile No.	703-872-9306	•
Company:	GAU: 2828		Contact No.	703-305-3443	
Company.	UAU.	1020	Comaci No.	703-303-3443	

RE: OFFICIAL AMENDMENT IN RESPONSE TO SEPTEMBER 2, 2003 OFFICE ACTION SERIAL NO.: 09/890,095

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WDC99 848941-1.060188.0413

REQUEST

CONTINUED EXAMINATION (RCE)

TRANSMITTAL

Subsection (b) of 35 U.B.C. § 132, effective on May 28, 2000, provides for continued examination of an utility or plant application filed on or effect - June 6, 1995.

See the American inventors Protection Act of 1888 (AIPA).

Application Number	09/890,095
Filing Date	July 27, 2001
First Named Inventor	Gaku SUGAHARA, et al.
Group Art Unit	2828
Examiner Name	Jeffrey N. ZAHN
Attronous Obselves Absorbor	60188-413

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application MOTE; 37 C.F.R. § is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued presecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14885 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

										
1. Submission required under 37 C.F.R. § 1.114										
a. 🗌 💮 F	a. Previously submitted									
i. 🗌 Cons	i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on									
(Any unentered emendment(s) referred to above will be entered).										
ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on										
"" -	iii. Other Continuation of Fecularite Trensmission									
b. ⊠ E	Enclosed	•	i turnelly cartify that this paper is being faceing to transmitted to the Parent and Transmitted Office							
i. 🛛 Amei	ndment/Rep	oly		on the dutt thrown here	• _ [
ii. Affidavit(s)/Declaration(s)										
iii. Information Disclosure Statement (IDS)										
iv. Other										
2. Miscellaneous										
a. Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.1.03(c) for a period of months (Period of auspension shall not exceed 3 months, Fee under 27 C.F.R. § 1.17(i) required)										
b. ☐ Othe	• •									
3. Fees The	RCE fee under 37 (C.F.R. § 1.17(e) to required by 37 C F.R. §	1,114 when t	he RCE is filed.						
a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 500417.										
i. 🛛 RCE	fee require	d under 37 C.F.R. § 1.17	(e) <u>\$770</u>	.00	•					
ii. ☐ Exter	nsion of time	e fee (37 C.F.R, §§ 1.136	and 1.1	7)						
iii. 🗆 (Other (addit	ional claims, etc.)								
b. Chec	k in the am	ount of \$ enclosed			·					
c. Payrr										
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED										
Name (Print/Type)		Ramyar Farid		on No. (Attorney/Agent)	48,692					
Signature		12511	Date	December 2, 2003						
1000										
CERTIFICATE OF MAILING OR TRANSMISSION										
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner For Parents, Box RCE, Washington, D.C. 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:										
Name(Print/Type)										
Signature		-	Date							

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